

PTO/SB/22 (08-03)

Approved for use through 7/31/2006. OMB 0651-0031

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) 3108.1
In re Application of Michael Mittmann		
Application Number 09/827,383		Filed April 4, 2001
For Tag Nucleic Acids and Probe Arrays		
Art Unit 1637	Examiner Jeffrey Friedman	

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This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

<input checked="" type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$110.00
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$_____
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$_____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$_____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$_____
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$_____.	
<input type="checkbox"/> A check in the amount of the fee is enclosed.	
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.	
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.	
<input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number _____.	

I have enclosed a duplicate copy of this sheet.

I am the applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

attorney or agent of record. Registration Number 52,349

attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

July 16, 2004

Date

408-731-5000

Telephone Number

Signature

Sandra E. Wells

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

AGE 4/5*RCVD AT 7/16/2004 3:38:11 PM [Eastern Daylight Time]* SVR:USPTO-EFXRF-1/1* DNI:8729306* CSID:4087315392* DURATION (mm:ss):02:06

07/20/2004 KTURNER 0000003 010431 09027383
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PTO/SB/91 (08-03)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 3108.1						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>July 16, 2004</u>.</p> <p>Signature <u>Katherine Stofel</u></p> <p>Typed or printed name <u>Katherine Stofel</u></p>								
<p>In re Application of Michael Mittmann</p> <table border="1"> <tr> <td>Application Number 09/827,383</td> <td>Filed April 4, 2001</td> </tr> <tr> <td colspan="2">For Tag Nucleic Acids and Probe Arrays</td> </tr> <tr> <td>Art Unit 1637</td> <td>Examiner Jeffrey Friedman</td> </tr> </table>			Application Number 09/827,383	Filed April 4, 2001	For Tag Nucleic Acids and Probe Arrays		Art Unit 1637	Examiner Jeffrey Friedman
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For Tag Nucleic Acids and Probe Arrays								
Art Unit 1637	Examiner Jeffrey Friedman							
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.</p>								
<p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) <u>\$ 330.00</u></p>								
<p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <u>\$ _____</u></p>								
<p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p>								
<p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p>								
<p><input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p>								
<p><input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>_____</u>. I have enclosed a duplicate copy of this sheet.</p>								
<p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p>								
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<p>I am the</p>								
<p><input type="checkbox"/> applicant/inventor.</p>								
<p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71.</p>								
<p>Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p>								
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<p><u>July 16, 2004</u></p>								
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*FEF
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